

STAND. COM. REP. NO. 629

Honolulu, Hawaii

MAR - 5 2015

RE: S.B. No. 1115
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 1115, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS
WITH DISABILITIES,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the
definition of "public buildings, facilities, and sites" under
section 103-50, Hawaii Revised Statutes (HRS), to, among other
things, exempt from mandatory review by the Disability and
Communication Access Board certain construction projects
constructed on state or county lands that would not ordinarily be
open to public access.

Your Committee did not receive testimony on this measure.

Your Committee finds that section 103-50, HRS, is not
intended to require certain private entities operating upon state
or county lands to be held to the compliance standards of the
Americans with Disabilities Act or to submit building plans for
review by the Disability and Communication Access Board. Farm
buildings constructed upon state agricultural land and private
homes constructed upon a Hawaiian homestead plot are examples of
buildings that were not intended to be regulated under section
103-50, HRS, but could arguably fall under the Disability and
Communication Access Board's purview according to existing
statutory language. This measure intends to align statutory
language with the actual procedures and practices that the



Disability and Communication Access Board implements in carrying out its responsibilities over building plan reviews.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1115, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


GILBERT S.C. KEITH-AGARAN, Chair



